

# Notice of Allowability

Application No.

09/785,581

Examiner

Tuan V. Thai

Applicant(s)

KORST ET AL.

Art Unit

2186

## -- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to Request for Continuation filed 8/1/2005.
2. ☒ The allowed claim(s) is/are 1 and 3-11 renumbered as 1-10 respectively.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☒ All b) ☐ Some\* c) ☐ None of the:
    1. ☒ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
  - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
    - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
  - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

### Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date 8/1/05
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date \_\_\_\_\_
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

TUAN V. THAI  
PRIMARY EXAMINER

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Attorney's Docket No.: NL 000137

**IN THE UNITED STATES PATENT AND  
TRADEMARK OFFICE**

In re application of:      Korst et al.                      Group:      2186  
Serial No.:                      09/785,581                      Examiner: Tuan Thai  
For:              **SYSTEM AND METHOD OF ACCESSING BLOCKS ON A STORAGE  
MEDIUM.**

1.    This action is responsive to Request for Continuation filed August 01, 2005. Claim 2 had been canceled. Claims 1 and 3-11 are now allowed.

**REASONS FOR ALLOWANCE**

2.    The following is an Examiner's Statement of Reasons for Allowance:

        The prior art of record does not teach or suggest, alone or in combination, **all** the limitations of the amended independent claims of the current invention (claims 1, 9, 10 and 11). Particularly, none of the prior arts of record disclose a system and method for periodically writing/fetching blocks of data from a file on a storage medium and supplying the blocks in the form of streams, wherein the blocks of data are fetched from a file

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comprising logically successive clusters, a cluster having a cluster size C and having physically successive storage sectors for storing data comprises controlling the admission of a new stream having a maximum bit rate and periodically fetching blocks of data from the storage medium for respective ones of the streams, a period having a maximum duration P whereby controlling the admission includes determining a minimal block size for the blocks of the new stream whereby the block size is sufficient large to sustain consumption at the rate of the maximum bit rate during the period of length P, determining the number of times k a block size B fits in the cluster of size C, determining for k blocks to be used for reading the cluster a respective block size by evenly partitioning the cluster size C into the k block sizes so as to arrange that the block cluster can be completely read by means of the k blocks, and determining the minimal block size B according to the equation of  $B=P \cdot c$ . In light of the foregoing, claims 1, 9, 10 and 11 of the present application are found to be patentable over the prior arts.

Claims 3-8 further limit the indicated allowable independent claims. These claims are therefore allowable for the same reason as set forth above.

Any comments considered necessary by Applicant must be submitted no later than the payment of the Issue Fee and, to avoid processing delays, should preferably accompany the Issue

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Fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Tuan V. Thai whose telephone number is (571)-272-4187. The examiner can normally be reached on from 6:30 A.M. to 4:00 P.M.

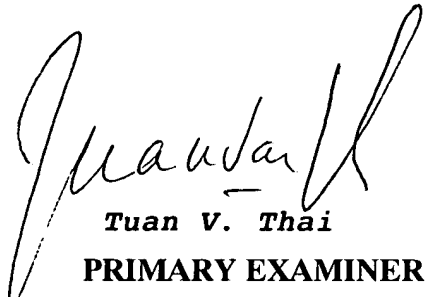
If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Mathew M. Kim can be reached on (571)-272-4182. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

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**TVT**/March 29, 2006



**Tuan V. Thai**  
**PRIMARY EXAMINER**  
**Group 2100**